

IN THE HIGH COURT OF DELHI AT NEW DELHI

CCP NO. ____ OF 2017

IN

W.P. (C) 4275/2016

IN THE MATTER OF:

LOBSANG WANGYAL

...PETITIONER

VERSUS

PRADEEP KUMAR SINHA, CABINET SECRETARY
OF UNION OF INDIA & OTHERS

...RESPONDENTS

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PETITIONER

THROUGH:

Place: New Delhi
Dated

Giriraj Subramaniam,
Advocate
174, Jor Bagh
New Delhi-1110003
Mobile : 9899436986

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Court Fee

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...RESPONDENTS

Urgent Application

The Registrar,
Delhi High Court,
New Delhi
Sir,

Kindly treat the accompanying Contempt Petition under Section 2 & 12 of the Contempt of Courts Act, 1971 as urgent. The grounds of urgency are:

“Urgent directions are prayed for”

PETITIONER

THROUGH:

Place: New Delhi
Dated

Giriraj Subramaniam,
Advocate
174, Jor Bagh
New Delhi-1110003
Mobile : 9899436986

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OF UNION OF INDIA & OTHERS

...RESPONDENTS

Notice of Motion

Sir,

Kindly take note that the aforementioned petition, a copy of which is enclosed, will be listed for hearing before the Honorable High Court on _____ or on such date as may be convenient to the Court.

Thanking You,

Yours Sincerely,

PETITIONER

THROUGH:

Place: New Delhi

Dated

Giriraj Subramaniam,
Advocate

174, Jor Bagh

New Delhi-1110003

Mobile : 9899436986

SYNOPSIS & LIST OF DATES

1955	Parliament passes the Citizenship Act.
1959 onwards	Mass exodus of Tibetans from Tibet, as they followed the Dalai Lama and were granted asylum in Dharamshala, India.
1986	Parliament passes an amendment to the Citizenship Act 1955. Section 3(1)(a) of the said act is amended and every person born in India on 26 th January, 1950, but before 1 st July, 1987 automatically becomes a Citizen of India.
25.05.1970	The petitioner; Sh. Lobsang Wangyal is born in Orissa.
2010-2013	The Hon'ble Delhi High Court in the matter of Namgyal Dolkar v. Government of India, Ministry of External Affairs in W.P.(C) 12179/2009 and Hon'ble Karnataka High Court in Tenzin Choepang Ling

Rinpoche v. UOI in W.P.(C) 15437/2013 has recognized the right of children of Tibetan Refugees in India to be treated as Indian Citizens based on their birth in India, on or after 26th day of January 1950 but before 1st day of July 1987. The said finding was rendered while deciding the issue whether the Regional Passport Officer has erred in rejecting the application of the Petitioners therein on the ground that they are not citizens of India.

07.02.2014

The Election Commission of India was pleased to issue directions vide letter dated 7th February, 2014 to the Chief Electoral Officers of all States/ Union Territories for registration of Tibetan refugees and their offspring in the electoral roll as per the aforesaid judgment.

29.08.2014

The petitioner herein approaches the RPO, Shimla for applying for a passport on the basis of aforesaid judgments and amendment in the Citizenship Act, 1955.

However, to the utter shock and dismay of the Petitioner, his application was not even accepted by the concerned RPO.

01.04.2015-13.01.2016

That the Petitioner addressed his concern to the Respondent No. 3 in the W.P.(C) 4275/2016 i.e. Government of India, Ministry of Home Affairs, through his personal e-mail id. To his shock, the Petitioner received the reply from the Respondent No. 3 whereby Respondent No. 3 had erroneously and without application of mind had suggested the Petitioner to submit an application under Section 9(2) of the Citizenship Act, 1955 and only thereafter the nationality of the Tibetans nationals will be determined.

10.05.2016

Aggrieved by the callous and apathetic conduct of the Authorities, the Petitioner approached this Hon'ble Court by filing W.P.(C) 4275/2016.

22.09.2016

In a detailed judgment rendered by this Hon'ble Court in the aforesaid

writ petition W.P.(C) 4275/2016 titled as Lobsang Wangyal v. Union of India the court was pleased to allow the said writ holding that the Petitioner who was born in India on 25.05.1970 to a Tibetan refugee, is an Indian citizen and is entitled to all the benefits and privileges as are available to Indian citizens.

Thereafter, directing the Respondents to issue the Indian Passports to the Petitioner, who has been declared to be Indian Citizens, within a period of four weeks in accordance with the Rules.

NIL

Petitioner writes a letter to the RPO and sends it via speed post attaching the Hon'ble High Court's order directing the authorities to issue a passport to him within 4 weeks as directed by the court in the order.

On receiving no reply from the RPO, Shimla, the Petitioner goes to the RPO, Shimla, in person, to enquire about the status of his application. To

his dismay, the RPO, Shimla had verbally informed him that due to an adverse PVR, the police will have to conduct the verification again.

19.10.2016

The Petitioner, being anxious about the passport application, called up the RPO on the given number to enquire about the Passport application and was asked to come the next day.

20.10.2016

4 week window provided by the Hon'ble High Court to the respondents to issue a passport to the petitioner expires.

Petitioner's Passport Application was accepted by the RPO, Shimla vide no. SM1060387275216 and Petitioner's Identity Certificate was cancelled.

21.10.2016

The police came for verification and the Petitioner gave a copy of the order dated 22.09.2016 passed by this Hon'ble Court in W.P.(C) 4275/2016 titled as Lobsang Wangyal v. Union of India along with an application regarding his verification to the Superintendent of Police, Kangra

Distt., Himachal Pradesh which was duly received by officer.

08.11.2016

The Superintendent of Police, Kangra, Himachal Pradesh was given another copy of the order dated 22.09.2016 passed by this Hon'ble Court in W.P.(C) 4275/2016 titled as Lobsang Wangyal v. Union of India and the same had been received by the Officer.

Nov 2016

The Petitioner went again to the RPO, Shimla personally to enquire about the status of the application. To his utter shock, he was not paid any heed and the authorities continued to ignore his respectful requests and the orders of this court. At the end, an officer, had told him that he doesn't possess land that he is 'asthayi' or landless vagabond hence he cannot be given a passport.

21.11.2016

RPO, Shimla sends a Show Cause Notice bearing No. SCN/307568410/16 to the Petitioner to furnish a proper explanation regarding the circumstances under

which the Petitioner had suppressed the material information in his Passport application. It further stated the failure to furnish the same within a period of 30 days, the Petitioner will be denied the passport or any future application.

27.12.2016

That another vague and flimsy Show Cause Notice bearing No. SCN/307568410/16 was sent by the RPO, Shimla to the Petitioner to furnish a proper explanation regarding the circumstances under which the Petitioner had suppressed the material information in his Passport application. It further stated the failure to furnish the same within a period of 30 days, the Petitioner will be denied the passport or any future application.

January 2017

The Petitioner went to the Superintendent of Police, Kangra, Himachal Pradesh again to explain about the adverse police verification report, and to prove that he has been living in McLeod Ganj for the last 20

years, and that he does not possess anything else outside McLeod Ganj.

17.01.2017

The RPO, Shimla had sent the Petitioner a file closure notification for his application and asked the Petitioner to report within 10 days of receiving the letter failing which it will be presumed that the Petitioner has nothing to say in this matter.

19.01.2017

The RPO, Shimla sent another letter to the Petitioner for non-response to the show cause notice dated 28.12.2016 and gave a final opportunity to furnish a reply within 15 days from the receipt of the letter.

24.01.2017

The Petitioner replied to the RPO, Shimla via email stating that despite giving his proof of residence to the Police he is a resident of the address that he has given in the application, he has been getting adverse police verification report.

13/02/2017

Aggrieved by the shocking apathy of the government officials in the RPO and blatant disregard of the Hon'ble High Court's judgment in *Lobsang*

Wangyal vs. UOI, W.P.(C) 4275/2016,
the petitioner approaches this Hon'ble
Court with this Contempt Petition.

Hence, this petition.

IN THE HIGH COURT OF DELHI AT NEW DELHI
CCP NO. ____ OF 2017
IN
W.P. (C) 4275/2016

MEMO OF PARTIES

IN THE MATTER OF:

SH. LOBSANG WANGYAL,
S/O - LATE SH. TSERING TENDHAR
R/O -410, MC,
DHARAMSHALA- W.NO. 3(PART) BL. NO. 9,
DHARMSHALA DISTT- KANGRA- 176215

...PETITIONER

VERSUS

1) PRADEEEP KUMAR SINHA,
CABINET SECRETARY,
UNION OF INDIA
RASHTRAPATI BHAWAN
NEW DELHI,
110004

...Respondent No.1

2) GOVERNMENT OF INDIA,
THROUGH ITS SECRETARY,
SHRI DNYANESHWAR M. MULAY,
MINISTRY OF EXTERNAL AFFAIRS,
E BLOCK, CENTRAL SECRETARAT,
NEW DELHI,
110001

...Respondent No.2

3) GOVERNMENT OF INDIA,
THROUGH ITS HOME SECRETARY,
SHRI RAJIV MEHRISHI
MINISTRY OF HOME AFFAIRS,
NORTH BLOCK,
CENTRAL SECRETARIAT,
NEW DELHI,
110001

...Respondent No. 3

PETITIONER

THROUGH:

Giriraj Subramanium,
Advocate
174, Jor Bagh
New Delhi-1110003
Mobile : 9899436986

Place: New Delhi
Dated

IN THE HIGH COURT OF DELHI AT NEW DELHI

CCP NO. ____ OF 2017

IN

W.P. (C) 4275/2016

IN THE MATTER OF:

SH. LOBSANG WANGYAL,
S/O - LATE SH. TSERING TENDHAR
R/O -410, MC,
Dharamshala- W.No. 3(part) Bl. No. 9,
Dharmshala Distt- Kangra- 176215

...PETITIONER

VERSUS

1) PRADEEP KUMAR SINHA, CABINET SECRETARY
UNION OF INDIA
NEW DELHI

2) GOVERNMENT OF INDIA,
MINISTRY OF EXTERNAL AFFAIRS.

3) GOVERNMENT OF INDIA,
MINISTRY OF HOME AFFAIRS ...RESPONDENTS

**CONTEMPT PETITION UNDER SECTION 12 OF THE CONTEMPT
OF COURTS ACT FOR INITIATING CONTEMPT PROCEEDINGS
AGAINST THE RESPONDENTS FOR WILLFUL DISOBEDIENCE
AND FOR NON-COMPLIANCE OF THE DECISION IN LOBSANG
WANGYAL v. UNION OF INDIA & OTHERS, DATED 22.09.2016
PASSED BY THE HON'BLE DELHI HIGH COURT IN W.P. (C)
4275/2016**

MOST RESPECTFULLY SHOWETH:-

1. That the Petitioner is constrained to file this contempt
petition under section 12 of the Contempt of Courts Act, 1971

against the Respondent for willful disobedience and non-compliance of the order dated 22.09.2016 in W.P.(C) 4275/2016 titled Lobsang Wangyal v. Union of India & Others whereby the Respondents were directed to issue a passport to the Petitioner. Copy of Order dated 22.09.2016 in W.P.(C) 4275/2016 titled Lobsang Wangyal vs. Union of India & Others has been annexed and marked as **ANNEXURE-P1**.

2. That the Petitioner i.e. Sh. Lobsang Wangyal was born in Orissa in east India, in a Tibetan refugee village on 25.05.1970. The Petitioner graduated from Central School for Tibetans, Mussoorie and thereafter, attended college in Shimla, Himachal Pradesh, for his B.A degree, which he obtained in 1995.
3. The Petitioner is currently a well renowned photojournalist and event producer and is currently based in McLeod Ganj, Dharamshala, India and wants to pursue his career internationally for which he is in urgent need of a passport.

BRIEF FACTS OF THE PRESENT MATTER ARE AS FOLLOWS:

- i) That on 29.08.2014 the Petitioner herein approaches the RPO, Shimla for applying for a passport on the basis of aforesaid judgments and amendment in the Citizenship Act, 1955. However, to the utter shock and dismay of the Petitioner, his application was not even accepted by the concerned RPO.

- ii) That thereafter, the Petitioner addressed his concern to the Government of India, Ministry of Home Affairs, through his personal e-mail id. To his utter dismay, the Petitioner received the reply from the Respondent No. 3 whereby Respondent No. 3 had erroneously and without application of mind suggested the Petitioner to submit an application under Section 9(2) of the Citizenship Act, 1955 and only thereafter the nationality of the Tibetans nationals will be determined.
- iii) That on 10.05.2016 aggrieved by the callous and apathetic conduct of the Authorities, the Petitioner sought help from this Hon'ble Court by filing W.P.(C) 4275/2016.
- iv) That on 22.09.2016 this Hon'ble High Court in W.P.(C) 4275/2016 titled Lobsang Wangyal v. Union of India & Others had, in great detail, held that the Petitioner satisfies the condition laid down in Section 3(1)(a) Citizenship Act, 1955 and directed the Respondents to issue a passport to the Petitioner within 4 weeks from the date of the application.
- v) That in the decision dated 22.09.2016 in W.P.(C) 4275/2016 titled Lobsang Wangyal v. Union of India & Others, the court had categorically held that the Petitioner being born in India on 25.05.1970, complies with the provision of Section 3(1)(a) of the Citizenship Act, 1955, and makes the Petitioner entitled to all the

privileges and the benefits that a citizen is and be issued a passport to that effect.

- vi) That further, this Hon'ble court vide its decision dated 22.09.2016 in W.P.(C) 4275/2016 titled as *Lobsang Wangyal v. Union of India* was pleased to hold the minutes of the inter-ministerial meeting held on 30.03.2010, whereby it was conveyed that the children of Tibetan refugees born in India before 01.07.1987 will not be treated as Indian citizens under Section 3(1)(a) of the Citizenship Act, 1955 and which further proceeded to say that their nationality status will be determined by the MHA (Ministry of Home Affairs) individually as per the prescribed procedure available under Citizenship Rules, 2009, is contrary to the Act (Citizenship Act, 1955) and quashed the same.
- vii) That the High Court in its decision in the aforesaid Writ Petition had held that the Petitioner is a citizen of India as the conditions laid down in the Section 3(1)(a) of the Citizenship Act, 1955 stood satisfied.
- viii) That the Respondent was directed to issue a passport to the Petitioner within 4 weeks of the date of the order. The Respondents herein without any reasonable justification, has willfully disobeyed the order and failed to comply with the same.
- ix) That the Petitioner armed with the abovementioned order dated 22.09.2016 passed in W.P.(C) 4275/2016 titled as *Lobsang Wangyal v. Union of India*, wrote a

letter to the RPO, Shimla attaching the same alongwith the aforementioned order, requesting the RPO to comply with the said order and issue a passport to the Petitioner. A copy of the letter written by the petitioner to the RPO, seeking issuance of his passport is annexed and marked herewith as **ANNEXURE P-2**.

- x) That to his utter shock and dismay, no reply was made by the RPO, Shimla and the Petitioner was constrained to approach the Respondent, in person, and ask for the status of the application for issuance of the passport. That as per the order, the RPO, Shimla was ordained to issue the passport by the 20th of October, 2016.
- xi) That on 19.10.2016, the Petitioner on being anxious about the passport application, called up the RPO on the given telephone no. to enquire about the Passport application and was asked to come the next day.
- xii) That the next day, on 20.10.2016, the Petitioner's Passport Application was accepted by the RPO, Shimla vide no. SM1060387275216 and on the very same day the Petitioner's Identity Certificate was also cancelled. A copy of the Cancelled Identity Certificate has been marked and annexed as **ANNEXURE P-3**.
- xiii) That on 21.10.2016, the police came for verification and the Petitioner gave a copy of the order dated 22.09.2016 passed by this Hon'ble Court in W.P.(C) 4275/2016 titled as Lobsang Wangyal v. Union of India along with an application regarding his verification to the

Superintendent of Police, Kangra Distt., Himachal Pradesh which was duly received by officer.

- xiv) It is respectfully submitted that the copy of the said order was also provided to the Superintendent of Police, Kangra, Himachal Pradesh. A copy of the receiving by the Superintendent of Police, Kangra, Himachal Pradesh dated 21.10.2016 has been marked and annexed as **ANEXXURE P-4.**
- xv) That after a few days, the Petitioner decided to visit RPO, Shimla to enquire about his Passport Application. To his dismay, the Petitioner was shunned away by the RPO authorities, and was verbally informed that the Petitioner will not be issued a passport due to an adverse PVR (Police Verification Report) and the police authorities will re-start the verification process with regard to the petitioner.
- xvi) That the respondents knowing well that they are duty bound to comply with the judgment dated 22.09.2016 of the Hon'ble Delhi High Court in W.P.(C) 4275/2016 titled as Lobsang Wangyal v. Union of India, and despite the clear directions of the Hon'ble High Court order, wherein it was categorically held that the Petitioner is an Indian citizen and is entitled to all the benefits and privileges available to Indian Citizens and he should be issued a passport within 4 weeks, have not complied with the judgment of the Hon'ble Delhi High Court.

- xvii) That despite the serving the Superintendent of Police and the Passport Authority a copy of the order of this Hon'ble Court, the Authorities, when approached by the Petitioner regarding the status of the passport application, refused to co-operate and shunned him away by saying that the application is pending due to an adverse police verification report.
- xviii) That further, on 08.11.2016, the Petitioner had served the Superintendent of Police, Kangra, Himachal Pradesh another copy of the aforementioned order and asked the officer to refer to the same while making the report. A copy of the receiving by the Superintendent of Police, Kangra, Himachal Pradesh dated 08.11.2016 has been marked and annexed as **ANEXXURE P-5**.
- xix) That a few days later, the Petitioner went to RPO, Shimla to enquire about his Passport Application, to which, an officer had told the Petitioner that he doesn't possess land therefore he is 'asthayi' or landless vagabond hence he cannot be given a passport.
- xx) That the RPO, Shimla sent two vague and flimsy Show Cause Notice bearing No. SCN/307568410/16 and SCN/307844816/16 dated 21.11.2016 and 27.12.2016 respectively to the Petitioner to furnish a proper explanation regarding the circumstances under which the Petitioner had suppressed the material information in his Passport application. It further stated that failure to furnish the same within a period of 30 days will

tantamount to rejection of the Petitioner's passport or any future application. A copy of the show cause notices bearing No. SCN/307568410/16 and SCN/307844816/16 dated 21.11.2016 and 27.12.2016 respectively has been marked and annexed as **ANNEXURE P-6.**

- xxi) That the abovementioned two show cause notices are vague and flimsy and does not require the Petitioner to furnish or disclose any specific information. That these notices have been issued to unnecessarily harass the Petitioner.
- xxii) That the Petitioner brought to the notice of the Respondents and the officials of the concerned SP Office Dharamshala about the Registration Certificate issued by Ministry of Home Affairs to confirm his claim of living in McLeod Ganj for 20 years.
- xxiii) It is evident from the bare perusal of the Registration certificate that the Foreign Registration Office accepts and recognizes that the Petitioner has been living in McLeod Ganj for the last more than 20 years.
- xxiv) That it is extremely pertinent to note that that Petitioner has been a resident of McLeodGanj for the past 20 years. It is also important to note that the Petitioner has been staying at the address, as mentioned in the Passport Application form, since 2012.

xxv) That the following documents corroborate the fact that the Petitioner has been a resident of the address that has been mentioned in the passport application form:

A. Identity Certificate. A Copy of the same has been marked and annexed as **ANNEXURE P-7**

B. Election Card or Voter ID. A Copy of the same has been marked and annexed as **ANNEXURE P-8**

C. Certificate of Registration (as per The Registration of Foreigners Rules, 1939.). A Copy of the same has been marked and annexed as **ANNEXURE P-9**

4. That the Respondents since 20.10.2016, that is the date of receipt of passport application after passage of Judgment dated 22.09.2016 have been making the Petitioner run from pillar to post for no plausible reason. This act of the Respondents is in complete aberration of the order dated 22.09.2016 passed by this Hon'ble Court in W.P.(C) 4275/2016 titled as Lobsang Wangyal v. Union of India.

5. That on 17.01.2017, the RPO, Shimla had sent the Petitioner a file closure notification for his passport application and asked the Petitioner to report within 10 days of receiving the letter failing which it will be presumed that the Petitioner has

nothing to say in this matter. That this letter was unnecessary and a deliberate attempt on the part of the Respondent to harass the Petitioner. A copy of the letter dated 17.01.2017 sent by the RPO, Shimla to the Petitioner has been marked and annexed and **ANNEXURE P-10**.

6. That 19.01.2017, the RPO, Shimla sent another letter to the Petitioner for non-response to the show cause notice dated 28.12.2016 and gave a final opportunity to furnish a reply within 15 days from the receipt of the letter. This letter is also a gross violation of this Hon'ble Court's detailed order dated 22.09.2016 passed by this Hon'ble Court in W.P.(C) 4275/2016 titled as Lobsang Wangyal v. Union of India vide which this Hon'ble Court was pleased to hold that the Petitioner is an Indian citizen and is entitled to all the benefits and privileges as any other citizen is.
7. That finally, after suffering for a long from grave apathy of the RPO, on 24.01.2017, the Petitioner replied to the RPO, Shimla via email stating that despite giving his proof of residence to the Police that he is a resident of the address as mentioned in the application, he has been getting adverse police verification report. In the reply, the Petitioner further stated that despite furnishing all the details and completing all the formalities, the Petitioner has no other choice but to seek refuge from the courts. A copy of the E-mail dated 24.01.2017 sent by the Petitioner to the RPO, Shimla has been marked and annexed as **ANNEXURE P-11**.

8. That it is most respectfully submitted that the Petitioner, because he doesn't have a passport and also because his Identity Certificate has been cancelled by the Authorities, is facing a lot of inconvenience as he is a holder of Certificate of Registration as per The Registration of Foreigners Rules, 1939.
9. That being a holder of the abovementioned certificate, the Petitioner needs to get a prior permission from the Foreigners Registration Officer every year just to stay in India and a prior permission along with a catena of formalities to travel within India.
10. That as is clear from the acts on the part of the respondents, the respondents are willfully and deliberately avoiding implementation of the orders of the Hon'ble High Court and are not complying with the same.
11. That the non-compliance of the order by the Respondents is causing grave prejudice and unnecessary burden on the Petitioner.
12. That on account of the inaction and non-compliance on behalf of the respondents the petitioner is suffering and is being denied his rights as an Indian citizen.
13. That on account of the judgment passed by the Hon'ble Delhi High Court, the respondents have no other option but to follow and implement the judgment passed by the Hon'ble High Court in toto.
14. That the above mentioned acts of the respondents of non-compliance of the judgment dated 22.09.2106 is extremely

contemptuous and the same amounts challenging the authority of the Hon'ble High Court.

PRAYER

In the above mentioned facts and circumstances, it is most respectfully prayed that this Hon'ble Court may be graciously pleased to:

- a. initiate contempt proceedings against the respondents and punish them for the willful disobedience of the judgment passed in Lobsang Wangyal v. Union of India & Others on 22.09.2016
- b. direct the respondents to issue a passport to the petitioner in accordance with the rules at the earliest
- c. pass any other order as this Hon'ble court deems fit.

PETITIONER

THROUGH:

Place: New Delhi
Dated

Giriraj Subramaniam,
Advocate
174, Jor Bagh
New Delhi-110003
Mobile : 9899436986

IN THE HIGH COURT OF DELHI AT NEW DELHI

CCP NO. ____ OF 2017

IN

W.P. (C) 4275/2016

IN THE MATTER OF:

LOBSANG WANGYAL

...PETITIONER

VERSUS

UNION OF INDIA & OTHERS

...RESPONDENTS

AFFIDAVIT

I, LobsangWangyal, S/o Tsering Tendhar, aged about __, Resident of 410, MC, Dharamshala- W.No. 3(part) Bl. No. 9, The Dharmshala Distt- Kangra- 176215 do hereby solemnly affirm and declare as under:

- 1) That I am the petitioner in the aforesaid matter and being well conversant with the facts and circumstances of the same, I am competent to swear this affidavit.
- 2) That the accompanying writ petition has been drafted by the Counsel under my instructions, the contents of which are true upon the information received and believed to be true. The contents of the said application may be read as part of this affidavit as the same are not being repeated herein for the sake of brevity.

IN THE HIGH COURT OF DELHI AT NEW DELHI

CCP NO. ____ OF 2017

IN

W.P. (C) 4275/2016

IN THE MATTER OF:

LOBSANG WANGYAL

...PETITIONER

VERSUS

PRADEEP KUMAR SINHA, CABINET SECRETARY
OF UNION OF INDIA & OTHERS

...RESPONDENTS

**APPLICATION UNDER SECTION 151 CPC FOR
EXEMPTION FROM FILING TRUE COPIES OF THE
ANNEXURES**

MOST RESPECTFULLY SHOWETH:

- 1) That the accompanying Contempt Petition under 12 of the Contempt of Courts Act, 1971 is being filed on behalf of the Petitioner, the contents of which may be read as part and parcel of this application as the same are not being repeated herein for the sake of brevity.
- 2) That along with the accompanying petition, the Petitioner has filed certain annexures, which are the true copies/true typed copies of their respective originals but due to paucity of time and urgency in the matter, the Petitioner could not be able to obtain the certified copies of the said annexures.

- 3) That the Petitioner undertakes to file the certified copies of the said annexures as and when the same are made available to the petitioner.

PRAYER:

It is, therefore, most respectfully prayed that this Hon'ble Court may be pleased to:

- i) Exempt the Petitioner from filing the certified copies of the annexures being filed along with the accompanying petition;
- ii) Pass such other order (s) as this Hon'ble Court may deem fit and proper in the interest of justice.

PETITIONER

THROUGH:

Place: New Delhi
Dated

Giriraj Subramanium,
Advocate
174, Jor Bagh
New Delhi-1110003
Mobile : 9899436986

IN THE HIGH COURT OF DELHI AT NEW DELHI

CCP NO. ____ OF 2017

IN

W.P. (C) 4275/2016

IN THE MATTER OF:

LOBSANG WANGYAL

...PETITIONER

VERSUS

UNION OF INDIA & OTHERS

...RESPONDENTS

AFFIDAVIT

I, LobsangWangyal, S/o Tsering Tendhar, aged about __, Resident of 410, MC, Dharamshala- W.No. 3(part) Bl. No. 9, The Dharmshala Distt- Kangra- 176215 do hereby solemnly affirm and declare as under:

- 1) That I am the petitioner in the aforesaid matter and being well conversant with the facts and circumstances of the same, I am competent to swear this affidavit.
- 2) That the accompanying writ petition has been drafted by the Counsel under my instructions, the contents of which are true upon the information received and believed to be true. The contents of the said application may be read as part of this affidavit as the same are not being repeated herein for the sake of brevity.